



0766.00021X

PATENT APPLICATION

1633

#13

8-22-02

P.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
: Examiner: David Nikodem
TETSUYOSHI ISHIWATA et al.)
: Group Art Unit: 1633
Application No.: 09/730,559)
:
Filed: December 7, 2000)
:
For: IgA NEPHROPATHY-RELATED)
GENES : August 15, 2002

RECEIVED
AUG 21 2002
TECH CENTER 1600/2900

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

Applicants respond to the Official Action dated July 17, 2002 (Paper No. 12) in the above-identified application, as follows.

REMARKS

In the outstanding Office Action, the Examiner required that Applicants elect for prosecution one of the inventions among Groups I - VI for the reasons noted.

In response, Applicants hereby elect to prosecute the invention of Group 1-37, namely claims 1-3, 5, 7, 10-13, 18 and 19. However, Applicants wish to point out to the Examiner the Commissioner's Official Gazette Notice of March 4, 1996 "Guidance on Treatment of Product and Process Claims" which addresses the issue of processes "limited to making or using a nonobvious product" and stated that claims to the nonelected process